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AUG 29 2005

**TELECOPIER TRANSMITTAL SHEET**

To: Merrick L. Dixon

FAX#: 571-273-8300

PHONE #:

FROM: Darla Faulhaber

DATE: August 29, 2005

RE: U.S. Serial No. 10/700 247

Inventor: THOMPSON, Alvin Dean

CLIENT MATTER CODE: DTS001/109492

This transmission consists of 6 pages, including the cover page.

Attached herewith are:

Fee Transmittal; Amendment in Response to Office Action dated June 29, 2005, Request for Extension of Time (two months).

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AUG 30 2005

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PTO/SB/21 (08-03)

Approved for use through 08/30/2003, OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/700,247
	Filing Date	11/3/2003
	First Named Inventor	THOMPSON, Alvin Dean
	Art Unit	1774
	Examiner Name	DIXON, Merrick L.
	Attorney Docket Number	DTS001/109492
Total Number of Pages in This Submission	6	

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
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<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Shughart Thomson & Kilroy P.C.	
Signature	<i>David A. Crawford</i>	
Date	8/29/05	

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
Typed or printed name	Darla Faulhaber	
Signature	<i>Darla Faulhaber</i>	Date 8/29/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4918).

# FEE TRANSMITTAL

## For FY 2005

## Complete if Known

Application Number 10/700,247  
Filing Date 11/3/2003  
First Named Inventor THOMPSON, Alvin Dean  
Examiner Name DIXON, Merrick L.  
Art Unit 1774  
Attorney Docket No. DTS001/109482

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 225.00

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_  
☒ Deposit Account Deposit Account Number 12-1660 Deposit Account Name: Shughart Thomson & Kilroy  
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)  
☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments

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## FEE CALCULATION

## 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	50	500	250	200	100	
Design	200	00	100	50	130	65	
Plant	200	00	300	150	160	80	
Reissue	300	50	500	250	600	300	
Provisional	200	00	0	0	0	0	

## 2. EXCESS CLAIM FEES

## Fee Description

Each claim over 20 (including Reissues)  
Each independent claim over 3 (including Reissues)  
Multiple dependent claims

Fee (\$)	Small Entity Fee (\$)
50	25
200	100
360	180

Total Claims Extra Claims Fee (\$)

- 20 or HP = x =

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Claims Fee (\$)

- 3 or HP = x =

HP = highest number of independent claims paid for, if greater than 3.

## 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 37 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x		

## 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): no Month Extension of Time

Fees Paid (\$)

225.00

## SUBMITTED BY

Signature	<i>Dennis Crawford</i>	Registration No. (Attorney/Agent) 28,940	Telephone 816-421-3355
Name (Print/Type)	Dennis Crawford		Date 8/29/2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10,700,247  
Applicant : Alvin Dean Thompson  
Filing Date : November 3, 2003  
Art Unit : 1774  
Title : FIBROUS REBAR WITH HYDRAULIC BINDER  
Examiner : Merrick L. Dixon

Docket No. : 503381-0006  
Customer No. : 24330

MAIL STOP AMENDMENT  
COMMISSIONER FOR PATENTS  
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August 29, 2005

Date

  
Darla Faulhaber

08/30/2005 JBALINAN 00000048 121660 10700247

01 FC:2252 225.00 DA

**ELECTION**

Sir:

This Paper responds to the communication mailed June 29, 2005. Please enter the following Election to the above-identified Application.

The Applicant herewith petitions the Commissioner of Patents and Trademarks to extend the time for reply to the Office Action dated June 29, 2005 for two (2) months from July 29, 2005 to August 29, 2005. Please charge the fee (\$225.00) for this Extension of Time to deposit account 12-1660. Two copies of the fee transmittal are attached.

Please charge an / deficiency or credit any overpayment with respect to this extension fee to deposit account number 12-1660.

Page 1 of 2

1775510.1

Appl No. 10/700,247  
Election Dated August 29, 2005  
Reply to Office Action of June 29, 2005

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### Election

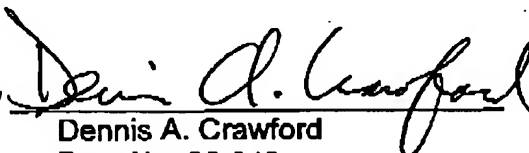
The Examiner has identified multiple inventions in the present application and has required restriction to one of two groups of claims: Claims 1-24 drawn to an elongated structural rebar and Claims 25-42 drawn to methods for making such a structural rebar.

Applicant provisionally elects to prosecute Claims 1-24 in the present application.

The Examiner is invited to contact Applicant's attorney at the telephone number listed below in the event it is felt the prosecution of this application can be expedited thereby.

Respectfully submitted,

Alvin Dean Thompson

By   
Dennis A. Crawford

Reg. No. 28,940

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